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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Strutz

Serial No.: 10/043,904

Conf. No.: 7217

Filed: 01/11/02

Group Art Unit: 3725

Examiner, Larson

Atty. Dkt. No.: 021902.096DIV

For: **METHODS OF OPERATING A FOOD WASTE DISPOSER HAVING A VARIABLE SPEED MOTOR**

RESPONSE TO OFFICE ACTION DATED OCTOBER 6, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This paper is submitted in response to the office action dated October 6, 2004. The office action noted that a complete listing of all claims was not present in the previous response. This response includes claims 1-41 identified as "canceled."

Reconsideration of the application is respectfully requested. The Commissioner is authorized to deduct any necessary time extension fees, and any other fees required for any reason relating to this paper under 37 C.F.R. §§1.16 to 1.21, from Locke Liddell & Sapp LLP Deposit Account No. 12-1322.

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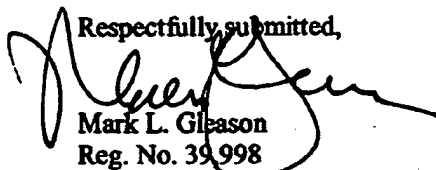
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teachings of Endo with the AAPA, independent claims 119 and 130 and their dependents (120-129, 131-144) are now in condition for allowance.

The examiner is invited to contact the undersigned attorney at 952-474-3701 with any questions or comments relating to the referenced application.

Respectfully submitted,



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Date:

12/6/04